THE HONOURABLE Smt. JUSTICE T. MEENA KUMARI

AND

THE HONOURABLE SRI JUSTICE K.C. BHANU

-

WRIT PETITION NO.24707 of 2005

Date: 20-03-2006

Between:

Urlaka Pothayya @ Kishore …. Petitioner

And

The Station House Officer and others … Respondents

THE HONOURABLE Smt. JUSTICE T. MEENA KUMARI

AND

THE HONOURABLE SRI JUSTICE K.C. BHANU

WRIT PETITION NO.24707 of 2005

O R D E R*: (Per Smt. T. Meena Kumari,J)*

The grievance of the petitioner is that a case in Crime No.5 of 2003 of Komarada Police Station was registered against him under POTA Act and charge sheet had

been filed, which was numbered as S.C.No.1 of 2003 on the file of the Additional Senior Judge-cum-Special Judge under POTA, Vizianagaram. While so, the Review Committee on POTA having considered the material in the above case and having heard the petitioner's advocate on 26-04-2005 at Visakhapatnam, held that there is no *prima facie* case against the petitioner and vide order dated 11-05-2005 directed the Government to withdraw the case against the petitioner. The grievance of the petitioner in this petition is that the police officers concerned are not filing final report in the above said case for withdrawal of the same. Hence, this writ petition.

In response to these allegations, a counter-affidavit has been filed wherein the respondents have admitted that an order has been passed by the Review Committee on POTA and it is further stated that due to administrative reasons, the case registered against the petitioner under POTA could not be withdrawn and immediate action would be taken in this regard.

In view of the assertion made by the respondents in the counter affidavit, no further orders are required to be passed in the writ petition. The writ petition is accordingly dismissed.

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(T. MEENA KUMARI,J)

Date: 20th March, 2006

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(K.C. BHANU,J)

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